

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

.....X  
STEPHEN A. BOYD, as Administrator of the Estate of  
Gabriella Maria Boyd, deceased, an infant under the age  
of 3 years, and STEPHEN A. BOYD, Individually,  
Plaintiff,

Docket No.: 19-cv-07569

-against-

VILLAGE OF MAMARONECK, VILLAGE OF  
MAMARONECK POLICE DEPARTMENT,  
CHRISTOPHER LEAHY, INDIVIDUALLY  
AND AS CHIEF OF POLICE OF THE VILLAGE  
OF MAMARONECK, COUNTY OF WESTCHESTER,  
ANTHONY A. SCARPINO, JR., INDIVIDUALLY  
AND AS DISTRICT ATTORNEY OF THE COUNTY  
OF WESTCHESTER, AHMED PEROV, INDIVIDUALLY  
AND AS ASSISTANT DISTRICT ATTORNEY OF THE  
COUNTY OF WESTCHESTER, MARY CLARK,  
INDIVIDUALLY AND AS ASSISTANT DISTRICT  
ATTORNEY OF THE COUNTY OF WESTCHESTER,  
CHILD PROTECTIVE SERVICES, ANTHONY COLLETTI,  
INDIVIDUALLY AND AS A POLICE OFFICER OF THE  
VILLAGE OF MAMARONECK, GARY GALVAO,  
INDIVIDUALLY AND AS A POLICE OFFICER OF THE  
VILLAGE OF MAMARONECK, MICHAEL BONACCI,  
INDIVIDUALLY AND AS A POLICE OFFICER OF THE  
VILLAGE OF MAMARONECK, CYNTHIA ARCE, and  
MARIA SOLORZANO,

Defendants.

.....X

**STIPULATION** AND ORDER OF  
REMAND

Seibel, J.

IT IS HEREBY STIPULATED by and among the parties, who have appeared in this action by  
their undersigned counsel, with the authority to do so, as follows:

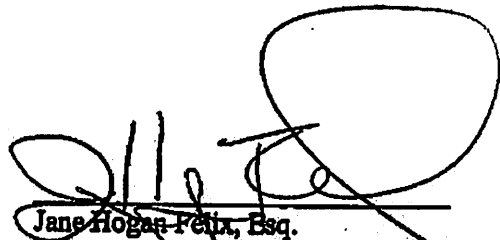
1. This action, removed, by defendants Village of Mamaroneck, Village of Mamaroneck Police Department, Police Chief Christopher Leahy and Police Officers Anthony Colletti, Gary Galvao, and Michael Bonacci (collectively, "the Village defendants") and joined in by defendants County of Westchester, Child Protective Services, District Attorney Anthony Scarpino, Assistant District Attorney Amit Parab (sued herein as Ahmed Perov) and Assistant District Attorney Mary Clark (collectively, the "County defendants"), to the United States District Court, Southern District of New York, is hereby remanded under the same County of Westchester index number, on consent, to the Supreme Court, Westchester County, from which it was removed.

2. As an express condition of this consensual remand, the federal claims in the verified complaint, dated July 16, 2019, Dkt. No. 1-1, contained in the Thirty-Fourth Cause of Action arising under 42 U.S.C. § 1983 and the Fourteenth Amendment of the United States Constitution, as against all defendants, are hereby dismissed with prejudice. Plaintiff represents there are no other federal claims in the verified complaint.
3. Within thirty (30) days after the filing of this Court's Order of Remand or notice from the Westchester County Clerk that the action has been remanded to the Supreme Court, Westchester County, whichever comes first, plaintiff shall file an amended verified complaint that neither includes the federal claim in the Thirty-Fourth Cause of Action of the originally filed verified complaint nor includes any federal claim.
4. The Village defendants and the County defendants hereby withdraw the removal petition and plaintiff hereby withdraws his motion for remand and supplemental motion for remand.


Dated: Rye Brook, New York  
November 5, 2019



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SO ORDERED.



CATHY SEIBEL, U.S.D.J.

11/6/19